

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, JUNE 11, 2007**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:00 p.m. on Monday, June 11, 2007, with President Gray presiding.

Councillor Cockrum led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

President Gray instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*24 PRESENT: Abdullah, Bateman, Borst, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, Nytes, Oliver, Pfisterer, Pryor, Randolph, Sanders, Schneider, Speedy, Vaughn*  
*5 ABSENT: Boyd, Lutz, McWhirter, Moriarty Adams, Plowman*

A quorum of twenty-four members being present, the President called the meeting to order.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 11, 2007, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Monroe Gray

*Journal of the City-County Council*

President, City-County Council

May 25, 2007

TO PRESIDENT GRAY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Wednesday, May 30, 2007, a copy of a Notice of Public Hearing on Proposal Nos. 231-234, 237-239, 245, 247, 248 and 252, 2007, said hearing to be held on Monday, June 11, 2007, at 7:00 p.m. in the City-County Building.

Respectfully,  
Jean Ann Milharcic  
Clerk of the City-County Council

May 31, 2007

TO PRESIDENT GRAY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Jean Ann Milharcic, the following ordinances:

FISCAL ORDINANCE NO. 41, 2007 - approves an increase of \$25,000 in the 2007 Budget of the Office of Finance and Management (Landmark Building Preservation Fund) to pay for re-roof repairs of the historic Indiana Theater

FISCAL ORDINANCE NO. 42, 2007 - approves an increase of \$17,550 in the 2007 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund), to purchase dog beds and mobile cat cages for the animal shelter and pay for bus and billboard advertising for a public awareness campaign, financed by private donations and a transfer between characters

FISCAL ORDINANCE NO. 44, 2007 - approves an appropriation of \$1,220,000 in the 2007 Budget of the Department of Metropolitan Development (Federal Grants and Redevelopment General Funds) to provide funding for rental development projects for low income families and for support of Indianapolis emergency homeless shelters and to pay for demolition of the abandoned BOSMA building at 526 West 30th Street, financed by federal funds and funds in the United North West Area (UNWA) TIF account within the Redevelopment General Fund

FISCAL ORDINANCE NO. 45, 2007 - approves an appropriation of \$880,000 in the 2007 Budget of the Department of Metropolitan Development (Consolidated County Fund) to allocate funds from the Housing Trust Fund to provide financial assistance for low income individuals and families

FISCAL ORDINANCE NO. 46, 2007 - approves an appropriation of \$405,000 in the 2007 Budget of the Department of Metropolitan Development (Federal Grants Fund) to make necessary capital repairs to the historic Indiana Theater building, funded by program income generated in prior years by federal Urban Development Action Grants (UDAG)

GENERAL ORDINANCE NO. 25, 2007 – amends the Code for the purpose of creating a Mayor's Youth Council

GENERAL ORDINANCE NO. 26, 2007 - authorizes parking meters on 11th Street near Dr. Martin Luther King, Jr. Street (District 15)

SPECIAL ORDINANCE NO. 2, 2007 - a final refunding resolution for MMA Housing I, LLC (Borrower) in an amount not to exceed \$19,118,000 to finance a portion of the cost of bond redemption for the project at Lake Piedmont Apartments, a 648-unit multi-family affordable rental housing community located at 2800 East Hanna Avenue (District 20)

GENERAL RESOLUTION NO. 7, 2007 - approves the Indianapolis-Marion County Public Library's Library Capital Projects Fund Plan for 2008-2010

GENERAL RESOLUTION NO. 8, 2007 – approves the Metropolitan Development Commission's determination of the West Washington Street Economic Development Area and the issuance of special taxing district bonds, notes or other obligations and other related matters

GENERAL RESOLUTION NO. 9, 2007 - authorizes a parking meter blockout on May 25, 2007 to encourage veterans and citizens to observe the 500 Festival Memorial Service on Monument Circle

*June 11, 2007*

SPECIAL RESOLUTION NO. 31, 2007 – recognizes Never Too Late and its work with the elderly and terminally ill adults

SPECIAL RESOLUTION NO. 32, 2007 – recognizes WBDG for 41 years of service in Indianapolis

SPECIAL RESOLUTION NO. 33, 2007 - an inducement resolution for 1 Real Estate Management, Inc. in an amount not to exceed \$9,000,000, for the construction, installation and equipping of a 180-unit multi-family apartment community located at 2005 Bridgeport Road to be known as Bridgeport Commons Apartments (District 13)

Respectfully,  
Bart Peterson, Mayor

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed.

Councillor Sanders moved, seconded by Councillor Gibson, to return Proposal No. 251, 2007 to the Public Works Committee for further review.

Councillor Borst asked what the reasoning is for returning the proposal to committee. Councillor Sanders said that there has been a re-definition of the board, and another amendment needs to be considered.

PROPOSAL NO. 251, 2007. The proposal, sponsored by Councillors Conley and Keller, amends the Code to clarify the qualifications of members of the air pollution control board. The motion to return Proposal No. 251, 2007 to Committee carried by a unanimous voice vote.

Without further objection, the agenda was adopted as amended.

### **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journal of May 21, 2007. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 285, 2007. The proposal, sponsored by Councillors Borst, Pryor, Mansfield, Day, Pfisterer, Gray, McWhirter, Langsford, Sanders, Gibson and Cockrum, honors Dr. Martin C. Jischke, the tenth President of Purdue University. Councillor Borst read the proposal and presented Dr. Jischke with a copy of the document and a Council pin. Dr. Jischke thanked the Council for the recognition. Councillor Borst moved, seconded by Councillor Sanders, for adoption. Proposal No. 285, 2007 was adopted by a unanimous voice vote.

Proposal No. 285, 2007 was retitled SPECIAL RESOLUTION NO. 34, 2007, and reads as follows:

#### **CITY-COUNTY SPECIAL RESOLUTION NO. 34, 2007**

A SPECIAL RESOLUTION honoring Dr. Martin C. Jischke, the tenth President of Purdue University.

WHEREAS, Dr. Martin C. Jischke received his Bachelors Degree in Physics with Honors from the Illinois Institute of Technology, his Masters and Doctoral Degrees in Aeronautics and Astronautics from MIT, was appointed in 2006 by President George W. Bush to the President's Council of Advisors on

Science and Technology, and is a Fellow of the American Association for Advancement of Science and American Institute of Aeronautics and Astronautics; and

WHEREAS, Dr. Martin C. Jischke became Purdue University's tenth President on August 14, 2000, with the goal of instituting a new strategic plan to take Purdue to the next level of preeminence; and

WHEREAS, the Purdue Strategic Plan, adopted by the Purdue Board of Trustees in November 2001, has been substantially completed to set goals for discovery, learning, engagement, to pay competitive salaries, expand research, modernize and enlarge facilities, and increase Purdue's effort to improve quality of life by creating jobs and spurring Economic Development throughout the State of Indiana; and

WHEREAS, more than half the Freshmen entering Purdue for the 2006-2007 Academic year had a 3.5 grade point average, average SAT score of 1142, and included 205 Valedictorians and 85 National Merit Scholars; and

WHEREAS, Purdue is winding up the largest University Fundraising capital campaign in Indiana history of over \$1.5 billion; and

WHEREAS, Purdue's partnership with Indianapolis Public Schools (IPS) called "Science Bound", which encourages IPS students in grades 8 thru 12 to pursue careers in math, science, engineering, and technology, will welcome the first class of 33 next Fall who will receive a full tuition scholarship to Purdue for four years; and

WHEREAS, President Jischke is retiring from Purdue on June 30, 2007, and in less than seven years, left an all-encompassing legacy to Purdue, the City of Indianapolis, the State of Indiana, and our Nation in education, research, discovery, engagement, and economic development; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council thanks and congratulates retiring Purdue President, Dr. Martin C. Jischke, for his many lasting contributions to Purdue, the City of Indianapolis, the State of Indiana, and our country.

SECTION 2. The Council wishes Martin and his wife Patty a productive retirement, but at their own pace.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 286, 2007. The proposal, sponsored by Councillors Moriarty Adams, Langsford and Brown, recognizes the Warren Central High School Girls Tennis team (the Warriors) on winning their first sectional in the history of the school. Councillor Langsford read the proposal and presented representatives with copies of the document and Council pins. Councillor Langsford moved, seconded by Councillor Brown, for adoption. Proposal No. 286, 2007 was adopted by a unanimous voice vote.

Proposal No. 286, 2007 was retitled SPECIAL RESOLUTION NO. 35, 2007, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 35, 2007

A SPECIAL RESOLUTION recognizing the Warren Central High School Girls Tennis team (the Warriors) on winning their first sectional in the history of the school.

WHEREAS, the Warriors, lead by Head Coach Bryan Hanan, and Assistant Coach Josh Farley, had a 2006/2007 record of 13 wins and 5 losses and made their first appearance at number 26 in the state coaches' poll; and

WHEREAS, the Warriors also ranked in the top 25 for the first time in history, and recorded their first win against a top-25 team; and

*June 11, 2007*

WHEREAS, the members of the team included Olivia Eadens, Succovia Richardson, Alyssa Dewing, Heather Irely, Shantell Williams, Chrissy Hopp, Danielle Royce, Katie Poole, Jordan Barton, Larissa Pittman, Shandes Hoosier, Erin McAllen, Christina Woods, Toiya Murray, Novella Richardson, Tara Edens, and Menan Assefa; and

WHEREAS, Coach Hanan is in his second year of coaching the Warriors, and his goal is to coach players with good attitudes who work hard everyday and strive to be the best that they can be. He believes that Warren Central can be a fixture in the top 20 every year; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes Coach Hanan, Coach Farley, and the Warren Central Girls Tennis team on their accomplishment as 2007 Sectional Champions.

SECTION 2. The Council congratulates the team on achieving many firsts and wishes them continued success in all future endeavors in and off-season.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 287, 2007. The proposal, sponsored by Councillor Pfisterer, recognizes the Speedway United Methodist Church Special Needs Ministry. Councillor Pfisterer read the proposal and presented representatives with copies of the document and Council pins. Mrs. Holt thanked the Council for the recognition. Councillor Pfisterer moved, seconded by Councillor Conley, for adoption. Proposal No. 287, 2007 was adopted by a unanimous voice vote.

Proposal No. 287, 2007 was retitled COUNCIL RESOLUTION NO. 62, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 62, 2007

A COUNCIL RESOLUTION recognizing the Speedway United Methodist Church Special Needs Ministry.

WHEREAS, the Special Needs Ministry was established in the fall of 2005 as a result of Mrs. Beth DeHoff's experience as a mother of a child with disabilities; and

WHEREAS, the Ministry team developed a policy with regard to special needs, emphasizing inclusion of people with disabilities in the life of the church, whether as members or participants in other activities, which later led to a large fair that was held in spring 2006 to offer access to community services and to determine what type of services special needs families require; and

WHEREAS, one of the Ministry's philosophies is that the ministry should develop partnerships with disability service organizations to expand their services; and

WHEREAS, the following have been developed by the Special Needs Ministry: annual special needs family information and resource fairs; the Westside Special Needs Parent Network; partnership with Sycamore Services for social activities for adults with disabilities; Valentines Dance in February 2007 for adults and youth with disabilities; relationships with Indianapolis Public Schools (IPS) special education professionals and their parent liaison group, as well as Wayne Township and Speedway schools; relationships with diagnosis-specific groups such as the Indiana Autism Coalition and the Indiana Down Syndrome Foundation; and

WHEREAS, the Ministry has partnered with Noble of Indiana, who will provide an all-summer day camp to serve children with and without disabilities at the Speedway United Methodist Church, and Fresh Perspectives, which will provide summer social skill groups for children with social thinking problems. The Ministry has also developed partnerships with two other Westside churches for special needs family playgroups; and

WHEREAS, the Special Needs Ministry partnered with VSA (Very Special Arts) Arts of Indiana and the Indiana Down Syndrome Foundation to host a panel discussion and performance night on the Generosity of People with Disabilities as part of the 2007 Indianapolis Spirit and Place Festival; and

WHEREAS, the Ministry has experienced child care worker teams and Spanish language interpretation capabilities at events, and has other plans such as family social groups, for the rest of the calendar year; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes the efforts and accomplishments of the Speedway United Methodist Church Special Needs Ministry.

SECTION 2. The Council commends Mrs. DeHoff and the other members of the Special Needs Ministry for their dedication of providing assistance and support to families and individuals with disabilities.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 21, 2007. In Councillor Moriarty Adams' absence, Councillor Brown reported that the Public Safety and Criminal Justice Committee heard Proposal No. 21, 2007 on May 23, 2007. The proposal, sponsored by Councillors Moriarty Adams, Gray, Conley and Sanders, appoints Robert Bingham to the Marion County Community Corrections Advisory Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Brown moved, seconded by Councillor Gibson, to strike. Proposal No. 21, 2007 was stricken by a unanimous voice vote.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 264, 2007. Introduced by Councillors Conley, Nytes, Brown, Langsford and Keller. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which proposes an ordinance of the Marion County Income Tax Council to impose a tax rate pursuant to IC 6-3.5-6-30 and IC 6-3.5-6-31"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 265, 2007. Introduced by Councillors Plowman, Brown and Langsford. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease approximately 6,819 square feet of additional space at 251 East Ohio Street for use by the Marion County Prosecutor's Office"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 266, 2007. Introduced by Councillors Brown and Plowman. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which transfers \$20,000 in the 2007 Budget of the Marion County Board of Voter's Registration (County General Fund) to cover expenses for temporary staff to assist with entering and maintaining voter registration records"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 267, 2007. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Resolution which authorizes and approves an interlocal agreement for the investment of public funds"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 268, 2007. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which establishes the maximum tax rate that may

be imposed for the City Cumulative Capital Development Fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 269, 2007. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which establishes the maximum tax rate that may be imposed for the County Cumulative Development Fund "; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 271, 2007. Introduced by Councillors Gray and Brown. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Richard K. Bacon to the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 272, 2007. Introduced by Councillors Gray and Gibson. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Danny Crenshaw to the Indianapolis Public Transportation Corporation Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 273, 2007. Introduced by Councillors Gibson and Oliver. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jesse B. Lynch to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 274, 2007. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates \$187,521 in the 2007 Budget of the Marion County Prosecutor (State and Federal Grants Fund) to fund a "Fatality Crash Reduction Effort" focusing on reducing crashes on local roadways and county interstates, funded by a grant to the Marion County Traffic Safety Partnership from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 275, 2007. Introduced by Councillors Brown, Moriarty Adams and Langsford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$5,644,044 in the 2007 Budget of the Department of Public Safety, Fire Division (Fire Service District and Fire Pension Funds) to provide operational expenses, including salaries, benefits, supplies, contracts and equipment associated with the consolidation of the Warren Township Fire Department into the Indianapolis Fire Department, financed by 2007 tax levy, County Option Income Tax and other revenues transferred from Warren Township to the City of Indianapolis"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 276, 2007. Introduced by Councillors Moriarty Adams, Brown and Sanders. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$47,348 in the 2007 Budget of the Marion County Public Defender Agency (State and Federal Grants Fund) to fund mental health services, sentencing consultants and an intra-family violence diversion program, funded by a federal grant administered by the Indiana Criminal Justice Agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 277, 2007. Introduced by Councillors Nytes, Mansfield, Keller and Sanders. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the

Code to create the Fleet Services Internal Service Fund"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 278, 2007. Introduced by Councillors Nytes, Mansfield, Keller and Sanders. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to revise the duties of the Indianapolis Fleet Services Division to add county vehicles to the management responsibilities of the Division and to allow for better management of vehicle replacements and reduce vehicle maintenance costs"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 279, 2007. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Treyburn Green Subdivision (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 280, 2007. Introduced by Councillor Keller. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Summit Street between Williams Street and Washington Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 281, 2007. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Keystone Enterprise Park (District 9)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 282, 2007. Introduced by Councillors Conley and Keller. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$192,800 in the 2007 Budget of the Department of Public Works (Consolidated County Fund) to cover the anticipated costs of operating and maintaining vehicles and fire apparatus currently owned by the Warren Township Fire Department that became part of the Indianapolis Fire Department as of July 1, 2007, financed by chargeback revenues to be received from the Indianapolis Fire Department"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 283, 2007. Introduced by Councillors Conley, Mahern and Vaughn. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$807,200 in the 2007 Budget of the Department of Public Works (Non-Lapsing Federal Grants Fund) to purchase a total of 31 flexible-fuel cars and trucks, to install an E-85 fuel gas pump at DPW's 21st Street and Sherman Drive facility, and to purchase 10,000 environmentally-friendly gas cans for a gas can exchange program, all financed by federal highway Congestion Mitigation and Air Quality (CMAQ) grants administered by the Indiana Department of Transportation"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 284, 2007. Introduced by Councillors Nytes, Mansfield, Keller and Sanders. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to add a section regarding the use of vehicles that are owned or leased by the city and county"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 288, 2007. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal for the intersection of 82nd Street and Racquet Square (District 4)"; and the President referred it to the Public Works Committee.



*June 11, 2007*

## **SPECIAL ORDERS - PRIORITY BUSINESS**

Councillor Langsford made the following motion:

Mr. President:

I move that Proposal No. 270, 2007 (Rezoning Case 2006-ZON-856) be scheduled for a hearing before this Council at its next regular meeting on July 23, 2007 at 7:00 p.m. and that the General Counsel read the announcement of such hearing and enter same in the minutes of this meeting.

Councillor Cockrum seconded the motion. Proposal No. 270, 2007 was scheduled for public hearing on Monday, July 23, 2007, and is identified as follows:

2006-ZON-856  
11118 AND 11122 EAST WASHINGTON STREET (Approximate Address), INDIANAPOLIS  
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 21  
PARAGON DEVELOPMENT, LLC, by Roger Kilmer, requests rezoning of 0.95 acre, from the D-5 District, to the C-4 classification to provide for community-regional commercial uses.

General Counsel Aaron Haith made the following announcement.

Mr. President:

This Council will hold a public hearing on Rezoning Petition No. 2006-ZON-856, Council Proposal No. 270, 2007, at its next regular meeting on Monday, July 23, 2007, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 0.95 acres at 11118 and 11122 East Washington Street in Warren Township, Councilmanic District 21 from the D-5 District to the C-4 classification to provide for community-regional commercial uses.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

PROPOSAL NOS. 289-290, 2007, PROPOSAL NOS. 291-293, 2007, AND PROPOSAL NOS. 294-298, 2007. Introduced by Councillor Mahern. Proposal Nos. 44-48, 2007 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on June 1, June 5 and May 31, 2007, respectively. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 50-59, 2007, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 50, 2007.  
2006-ZON-133  
5820 SOUTH EMERSON AVENUE (Approximate Address), INDIANAPOLIS  
PERRY TOWNSHIP, COUNCILMANIC DISTRICT #24  
BAIRD & YOUNG, LLC, by Steven B. Granner requests rezoning of 11.027 acres, from the D-A District, to the C-3 classification to provide for neighborhood commercial uses.

REZONING ORDINANCE NO. 51, 2007.  
2006-ZON-134  
5820 SOUTH EMERSON AVENUE (Approximate Address), INDIANAPOLIS  
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24  
BAIRD & YOUNG, LLC, by Steven B. Granner requests rezoning of 4.698 acres, from the D-A District, to the C-1 classification to provide for office buffer commercial uses.

REZONING ORDINANCE NO. 52, 2007.

2007-ZON-005

3720 EAST MICHIGAN STREET (Approximate Address), INDIANAPOLIS  
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 10

GIBRALTER GROUP, LLC, by Andi M. Metzel, requests rezoning of 0.172 acre, from the I-4-U District, to the C-3C classification to provide for corridor commercial uses.

REZONING ORDINANCE NO. 53, 2007.

2007-ZON-017

10560 PENDLETON PIKE (Approximate Address), CITY OF LAWRENCE  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 12

AUTOZONE, by Stephen D. Mears, requests rezoning of 1.06 acres, from the C-7 and I-3-S Districts, to the C-7 classification to provide for high-intensity commercial uses.

REZONING ORDINANCE NO. 54, 2007.

2007-ZON-023

400 SOUTH RITTER AVENUE (Approximate Address), INDIANAPOLIS  
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 21

GRAEME PETER SHARP requests rezoning of 0.745 acre, from the I-3-U District, to the C-3C classification to provide for commercial corridor uses.

REZONING ORDINANCE NO. 55, 2007.

2006-ZON-148

910, 912, 914, 918, 928 AND 932 SOUTH MERIDIAN STREET, AND 919, 929, 933 AND 947  
SOUTH ILLINOIS STREET (Approximate Addresses), INDIANAPOLIS  
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 19

MIDWEST COMPUTER ACCESSORIES, INC., VINCE SHIMP AND URBAN PROPERTIES  
LLC, by David Kingen, requests rezoning of 0.262 acres, from the C-5 (RC) District, to the CBD-2  
(RC) classification to provide for Central Business District Two uses.

REZONING ORDINANCE NO. 56, 2007.

2007-ZON-016

123 NORTH NEW JERSEY STREET (Approximate Addresses), INDIANAPOLIS  
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 15

ANN DENISE SPECTOR AND MARTIN, SUSAN AND NED FOLGER, by David Kingen,  
requests rezoning of 0.169 acre, from the I-3-U (RC) District, to the CBD-2 (RC) classification to  
provide for Central Business District Two uses.

REZONING ORDINANCE NO. 57, 2007.

2007-ZON-026

3900 AND 3930 GEORGETOWN ROAD (Approximate Address), INDIANAPOLIS  
PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 7

HEALTH AND HOSPITAL CORPORATION OF MARION COUNTY, by Joseph D. Calderon,  
requests rezoning of 9.09 acres, from the SU-1 (FW) (FF), C-S (FW) (FF) and C-4 (FW) (FF)  
Districts, to the SU-9 (FW) (FF) classification to provide for government uses.

REZONING ORDINANCE NO. 58, 2007.

2007-ZON-033

4550 NORTH ILLINOIS STREET (Approximate Address), INDIANAPOLIS  
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 2

COMMON GROUND CHRISTIAN CHURCH, INC., by Andi M. Metzel, requests rezoning of  
2.18 acres, from the D-5 District, to the SU-1 classification to legally establish religious uses.

REZONING ORDINANCE NO. 59, 2007.

2007-ZON-803

655 AND 661 EAST 24<sup>TH</sup> STREET (Approximate Address), INDIANAPOLIS  
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9

MINKIS CONSTRUCTION CORPORATION, D.B.A. MINKIS HOMES, by David Kingen,  
requests rezoning of 0.063 acre, from the C-1 District, to the D-8 classification to provide for  
residential uses.

**SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 232, 2007. Councillor Sanders reported that the Administration and Finance Committee heard Proposal No. 232, 2007 on The proposal, sponsored by Councillors Nytes and Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: approves an increase of \$1,348,908 in the 2007 Budget of the Information Services Agency (Information Services Internal Services Fund) to make the first of three annual payments for the financing of an upgrade to the Accela Automation system, a computer program used for planning, permitting, code enforcement, GIS and other citizen services, financed by a transfer of cash from the balance of the permits subfund of the Consolidated County Fund

COMMITTEE ACTION:

05/29/2007 Do Pass Amended 5-0

PROPOSAL NO. 233, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Mahern and Keller

REFERRED TO: Metropolitan Development Committee

DIGEST: approves an appropriation of \$40,100 in the 2007 Budget of the Department of Metropolitan Development (Consolidated County Fund) for equipment and services associated with the installation of emergency lights and laptop docking stations for new vehicles

COMMITTEE ACTION:

06/04/2007 Do Pass 5-0

PROPOSAL NO. 234, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Brown, Mahern, Cockrum, Nytes, Gray and Conley

REFERRED TO: Parks and Recreation Committee

DIGEST: approves an appropriation of \$45,000 in the 2007 Budget of the Department of Parks and Recreation (Parks General Fund) to support the Stay in Bounds Character Discovery Challenge Program which seeks to instill positive character traits such as respect and integrity in youth participants, funded by a grant from the NCAA

COMMITTEE ACTION:

05/24/2007 Do Pass 6-0

PROPOSAL NO. 237, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, McWhirter, Brown, Conley, Gray and Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$605,629 in the 2007 Budget of the Indianapolis Metropolitan Police Department (Federal Grants and Non-Lapsing Federal Grants Funds) to pay for laptops and software licenses that will connect to the National Bomb Data Center and for federal and state overtime initiatives and programs including Safe Driver, Indy Nite Lite, Highway Traffic Safety, and Department of Justice and ATF Task Forces

COMMITTEE ACTION:

05/23/2007 Do Pass 7-0

PROPOSAL NO. 238, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Brown, Conley and Gray

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$522,240 in the 2007 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to purchase new radio equipment, which includes portable and mobile radios, as well as mobile data terminals, funded by a federal Assistance to Firefighter Grant originally awarded to the Washington Township Fire Department

COMMITTEE ACTION:

05/23/2007 Do Pass 7-0

PROPOSAL NO. 239, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, McWhirter, Brown, Conley and Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$3,300,698 in the 2007 Budget of the Department of Public Safety, Emergency Management Planning Division (Federal Grants and Non-Lapsing Federal Grants Funds) for various Urban Area Security Initiatives (UASI), including establishment of a regional Emergency Operations Center (EOC) and a regional Terrorism Early Warning Center (TEW); for training and exercise; for a health and medical, interactive information notification and referral communications system; for a credential and identification system, and to fund three full-time positions to manage the programs, funded by federal grants approved and administered by the Indiana Department of Homeland Security

COMMITTEE ACTION:

05/23/2007 Do Pass 7-0

PROPOSAL NO. 245, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, Borst and Brown

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$45,839 in the 2007 Budget of the Marion Superior Court (State and Federal Grants Fund) for the Restorative Justice Conferencing Program, financed by a Title II grant from the Indiana Criminal Justice Institute

COMMITTEE ACTION:

05/23/2007 Do Pass 6-0

PROPOSAL NO. 247, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, Borst, Brown, Conley, Gibson and Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$328,248 in the 2007 Budget of the Marion Superior Court (State and Federal Grants Fund) to fund salaries and contractual services for the Drug Treatment Court, salaries and fringe benefits for the Community Court, and contractual services for the Reception, Assessment and Intervention Center, financed by grants from the Indiana Criminal Justice Institute

COMMITTEE ACTION:

05/23/2007 Do Pass 6-0

PROPOSAL NO. 248, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, Brown and Conley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer and appropriation of \$821,114 in the 2007 Budget of the Marion County Prosecutor (State and Federal Grants Fund) to pay salaries and fringes for staff in the Community Prosecution Division, Adult Protective Services Unit, and the Juvenile Division and to fund various traffic safety initiatives to be implemented by IMPD, including DUI and seatbelt enforcement and the Fatal Alcohol Crash Team (FACT)

*June 11, 2007*

**COMMITTEE ACTION:**

05/23/2007 Do Pass 7-0

PROPOSAL NO. 252, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Keller, Abdullah and Conley

REFERRED TO: Public Works Committee

DIGEST: approves an appropriation of \$40,000 in the 2007 Budget of the Department of Public Works (Non-Lapsing Federal Grants Fund) to fund acquisition of bicycle racks and bike ports to be installed at the City Market, White River Park and the National Institute of Fitness and Sport on the IUPUI campus, financed by federal transportation enhancement funds granted from the Indiana Department of Transportation

**COMMITTEE ACTION:**

05/31/2007 Do Pass As Amended 8-0

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 174, 2007 (General Ordinance)

INTRODUCED: 03/26/2007 BY: Councillors Mansfield, Gray, Nytes, Pryor, Bateman, Conley and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends Chapter 451, Weapons, of the Code and adds new sections restricting the use and discharge of weapons in the Consolidated City

**COMMITTEE ACTION:**

04/17/2007 Postpone until 5/22/2007 5-3

05/22/2007 Do Not Pass 4-2

PROPOSAL NO. 231, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Gray, Sanders, Nytes, Borst and Keller

REFERRED TO: Administration and Finance Committee

DIGEST: approves temporary tax anticipation warrants and pledges and appropriates taxes levied in the year 2006 and collectible in the year 2007 to the payment of such warrants

**COMMITTEE ACTION:**

05/29/2007 Do Pass 5-0

PROPOSAL NO. 235, 2007 (General Resolution)

INTRODUCED: 05/21/2007 BY: Councillors Brown, Cockrum, Mahern, Conley, Gray and Gibson

REFERRED TO: Parks and Recreation Committee

DIGEST: approves certain public purpose grants totaling \$1,543,500 for the support of the arts

**COMMITTEE ACTION:**

05/24/2007 Do Pass 6-0

PROPOSAL NO. 236, 2007 (Special Resolution)

INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, Conley and Gibson

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: determines the need to lease approximately 3,600 square feet of space at 863 Massachusetts Avenue for use by the Citizen's Police Complaint Office

**COMMITTEE ACTION:**

05/23/2007 Do Pass 5-2

PROPOSAL NO. 240, 2007 (Fiscal Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, Brown and Conley  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves a transfer of \$53,000 in the 2007 Budget of the Marion County Justice Agency (County General Fund) to fund a contract with IUPUI to extract and analyze data for the Juvenile Detention Alternatives Initiative (JDAI) and corrects an error in the number of full-time equivalent (FTE) positions in the 2007 Budget ordinance  
COMMITTEE ACTION:  
05/23/2007 Do Pass 7-0

PROPOSAL NO. 241, 2007 (Fiscal Ordinance)  
INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, Brown and Conley  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves a transfer of \$178,000 in the 2007 Budget of the Marion County Community Corrections Agency (State and Federal Grants Fund) to purchase a passenger van and kitchen equipment for the new Duvall Residential Work Release Center  
COMMITTEE ACTION:  
05/23/2007 Do Pass 7-0

PROPOSAL NO. 242, 2007 (Fiscal Ordinance)  
INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams and Borst  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves a transfer of \$100,000 in the 2007 Budget of the Marion Superior Court (County General Fund) from Character 03 to Character 02 to cover expenses for paper, which were previously included in the contract with Xerox  
COMMITTEE ACTION:  
05/23/2007 Do Pass 6-0

PROPOSAL NO. 243, 2007 (General Ordinance)  
INTRODUCED: 05/21/2007 BY: Councillors Gray, Conley and Brown  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: amends Chapter 281 of the Code, Sec. 281-323, County Officials, Boards and Commissions, Division II, Court Services to provide for payment of parking fees incurred by jurors in lieu of mileage expenses  
COMMITTEE ACTION:  
05/23/2007 Do Pass 6-0

PROPOSAL NO. 244, 2007 (Fiscal Ordinance)  
INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, Borst and Brown  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: authorizes a transfer of \$1,278 in the 2007 Budget of the Marion Superior Court (State and Federal Grants Fund) for the purchase of a laptop computer for the Community Court, the purchase of which was approved in initial funding, but not appropriated properly  
COMMITTEE ACTION:  
05/23/2007 Do Pass 6-0

PROPOSAL NO. 246, 2007 (Fiscal Ordinance)  
INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, Borst, Brown, Conley and Pfisterer  
REFERRED TO: Public Safety and Criminal Justice Committee

*June 11, 2007*

DIGEST: approves a transfer of \$17,944 in the 2007 Budget of the Marion Superior Court (State and Federal Grants Fund) from Character 01 to Character 03 for the Indiana Criminal Justice Institute Juvenile Accountability Block Grant Award for the Indy Nite Lite Program

COMMITTEE ACTION:

05/23/2007 Do Pass 6-0

PROPOSAL NO. 249, 2007 (General Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, Gray, Conley and Brown

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: updates, clarifies and formally codifies the Community Corrections Advisory Board for Marion County, created by Proposal No. 433, 1981 (Special Resolution No. 103, 1981)

COMMITTEE ACTION:

05/23/2007 Do Pass 7-0

PROPOSAL NO. 250, 2007 (Special Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Conley, Franklin and Bateman

REFERRED TO: Public Works Committee

DIGEST: authorizes and approves the execution of an agreement between the Consolidated City of Indianapolis and the City of Lawrence for the construction of sewer and bridge improvements

COMMITTEE ACTION:

05/31/2007 Do Pass 6-0

PROPOSAL NO. 253, 2007 (General Ordinance)

INTRODUCED: 05/21/2007 BY: Councillors Abdullah and Conley

REFERRED TO: Public Works Committee

DIGEST: authorizes parking meters and parking restrictions on Vermont Street and on Toledo Street (District 15)

COMMITTEE ACTION:

05/31/2007 Do Pass 8-0

## **NEW BUSINESS**

by Councillor Gray in memory of Prentice C. Bacon, Helen Brawley Duncan, Addie Mae Baker Powell, Harriett N. Hayden and Dorothy Flagg.

by Councillor Borst in memory of Richard Hermann and Dorene Wittlief.

by All Councillors in memory of David Lincks and Ana Jimenez.

by Councillor Cockrum in memory of Norman Bangel and Melville Clyde Kennedy.

by Councillor Mansfield in memory of Joseph Dehority and Patrick J. Burns.

by Councillor Moriarty Adams in memory of Gerry Gandolph and Wilbur Pash.

by Councillor Pfisterer in memory of Johanna Schlotz Sommers, William Christoff, Sr., Leland Exmeyer, T.H. "Ted" Hollingsworth, Gerald Seals, Elbert "Gene" Manco, Marie Burke Kuehn, Diana Justus Mead, Mary Elizabeth Wallace, Susan Carter, Bill Sellmer, Olivia Delano Buggs Gaither, William Crossen, Edward Baker and Eugene Miller.